Case 8-03-84455-ess Doc 215-3 Filed 02/12/04 Entered 02/12/04 12:05:29

Form 7 (12/03)

United States Bankruptcy Court Eastern District of New York

In re	Herman Jacobs		Case No.	03-84455 (MLC)
		Debtor(s)	Chapter	7
	S	STATEMENT OF FINANCIAL A	FFAIRS	
not a joi propriete	uses is combined. If the case is filed nt petition is filed, unless the spouses	by every debtor. Spouses filing a joint petition munder chapter 12 or chapter 13, a married debtors are separated and a joint petition is not filed. A ployed professional, should provide the informational affairs.	r must furnish inform In individual debtor e	ation for both spouses whether or ngaged in business as a sole
	ns 19 - 25. <mark>If the answer to an appli</mark> o	ed by all debtors. Debtors that are or have been i cable question is "None," mark the box labeled the properly identified with the case name, case not be the case name.	ed "None." If additio	nal space is needed for the answer
		DEFINITIONS		
of the fo	" for the purpose of this form if the d	ness" for the purpose of this form if the debtor is lebtor is or has been, within the six years immeding executive, or owner of 5 percent or more of the a sole proprietor or self-employed.	liately preceding the f	iling of this bankruptcy case, any
corporatequity s U.S.C. §	ions of which the debtor is an officer ecurities of a corporate debtor and the	des but is not limited to: relatives of the debtor; r, director, or person in control; officers, director eir relatives; affiliates of the debtor and insiders	rs, and any owner of	percent or more of the voting or
	1. Income from employment or	operation of business		
None	business from the beginning of the two years immediately preceding fiscal rather than a calendar year joint petition is filed, state incompared to the two years.	e the debtor has received from employment, trad his calendar year to the date this case was comm g this calendar year. (A debtor that maintains, or may report fiscal year income. Identify the begi he for each spouse separately. (Married debtors for joint petition is filed, unless the spouses are sep	nenced. State also the r has maintained, fina inning and ending dat filing under chapter 1	gross amounts received during the ncial records on the basis of a es of the debtor's fiscal year.) If a 2 or chapter 13 must state income
	AMOUNT \$1,038,203.00	SOURCE (if more than one) tax return for year ending Decemb	per 31, 2001	
	2. Income other than from emp	oloyment or operation of business		
None	during the two years immediatel each spouse separately. (Married	ived by the debtor other than from employment, ly preceding the commencement of this case. Git I debtors filing under chapter 12 or chapter 13 m ses are separated and a joint petition is not filed.	ve particulars. If a joi nust state income for o	nt petition is filed, state income for
	AMOUNT Unknown	SOURCE		

3. Payments to creditors

None

a. List all payments on loans, installment purchases of goods or services, and other debts, aggregating more than \$600 to any creditor, made within 90 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR Unknown

DATES OF **PAYMENTS**

AMOUNT PAID Unknown

AMOUNT STILL OWING Unknown

None

b. List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR

DATE OF PAYMENT

AMOUNT PAID

AMOUNT STILL OWING

Unknown

Unknown

Unknown

4. Suits and administrative proceedings, executions, garnishments and attachments

None

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER

NATURE OF PROCEEDING

COURT OR AGENCY AND LOCATION

STATUS OR DISPOSITION

Robert Butler, on behalf of himself and all others similarly situated v. Victor Jacobs. Herman Jacobs. David Shamilzadeh, Jack Jacobs, Jeffrey Rabinovich, SOI Naimark, Jeffrey Berg, Stuart Glasser, and KMPG LLP, CV 03 2353

class action complaint for violations of the federal securities laws

United States District pending Court, Eastern **District of New York**

Alan Gerson, individually and on behalf of all others similarly situated v. Victor Jacobs, Herman Jacobs, David Shamilzadeh, Mayer Rispler & Company, P.C., Arthur Andersen, LLP and **KPMG LLP, CV 03 2816**

of federal securities laws

class action complaint for violations
United States District pending Court, Eastern **District of New York**

of himself and all others similarly situated v. Victor Jacobs, David Shamilzadeh, Herman Jacobs, Mayer Rispler & Compay, Arthur Andersen LLP and KPMG LLP, CV 03 2995

Michael A. Glover, on behalf class action complaint for violations of federal securities laws

United States District pending Court, Eastern District of New York

	preceding the commend	ement of this case. (Ma	garnished or seized und urried debtors filing und	er chapter 12 or chapter 13	STATUS OR DISPOSITION process within one year immediately must include information concerning eparated and a joint petition is not
	ND ADDRESS OF PER NEFIT PROPERTY WA n		DATE OF SEIZURE	DESCRIPTION AN PROPERT	
	5. Repossessions, fore	closures and returns		•	
None	returned to the seller, w	rithin one year immedia ude information concer	ately preceding the com ning property of either o	mencement of this case. (N	rough a deed in lieu of foreclosure or Married debtors filing under chapter 12 not a joint petition is filed, unless the
	ND ADDRESS OF FOR OR SELLER n		ATE OF REPOSSESSI FORECLOSURE SAL IRANSFER OR RETU	E, DESCRIPTION A	
	6. Assignments and re	eceiverships			
None	this case. (Married deb	tors filing under chapte		include any assignment by	iately preceding the commencement of veither or both spouses whether or not a
NAME A Unknow	ND ADDRESS OF ASS		TE OF SIGNMENT	TERMS OF ASS	IGNMENT OR SETTLEMENT
None	preceding the commen	cement of this case. (M	arried debtors filing und	ler chapter 12 or chapter 1	cial within one year immediately 3 must include information concerning separated and a joint petition is not
	ND ADDRESS USTODIAN 'n		AND LOCATION OF COURT FITLE & NUMBER	DATE OF ORDER	DESCRIPTION AND VALUE OF PROPERTY
	7. Gifts				
None	and usual gifts to famil aggregating less than \$	y members aggregating 100 per recipient. (Mar	less than \$200 in value ried debtors filing unde	per individual family me r chapter 12 or chapter 13	nencement of this case except ordinary mber and charitable contributions must include gifts or contributions by and a joint petition is not filed.)
	E AND ADDRESS OF OR ORGANIZATION		TIONSHIP TO TOR, IF ANY	DATE OF GIFT	DESCRIPTION AND VALUE OF GIFT

3

10. Other transfers

List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE. DESCRIBE PROPERTY TRANSFERRED DATE RELATIONSHIP TO DEBTOR AND VALUE RECEIVED 171 Park LN Corp. 4/2/03 171 Park Lane P.O. Box 743 Monsey, NY 10952 Monroe, NY 10950 **Bela Grunwald** 4/28/03 63 Heyward Street 1168 44th Street Brooklyn, NY Brooklyn, NY 11219

				5		
	11. Closed financial accounts		•			
None	List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)					
NAME AT	ND ADDRESS OF INSTITUTION	DIGITS OF A	COUNT, LAST FOUR ACCOUNT NUMBER, I OF FINAL BALANCE	AMOUNT AND DATE OF SALE OR CLOSING		
	12. Safe deposit boxes					
None	immediately preceding the comme	or depository in which the debtor hencement of this case. (Married debtuses whether or not a joint petition is	ors filing under chapter 12 or	r chapter 13 must include boxes or		
	ND ADDRESS OF BANK HER DEPOSITORY n	NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY	DESCRIPTION OF CONTENTS	DATE OF TRANSFER OR SURRENDER, IF ANY		
	13. Setoffs					
None	commencement of this case. (Man	tor, including a bank, against a debt or ied debtors filing under chapter 12 ition is filed, unless the spouses are	or chapter 13 must include in	nformation concerning either or both		
NAME AI	ND ADDRESS OF CREDITOR n	DATE OF SETOFF	,	AMOUNT OF SETOFF		
	14. Property held for another p	person				
None	List all property owned by another	er person that the debtor holds or cor	ntrols.			
NAME A	ND ADDRESS OF OWNER n	DESCRIPTION AN PROPER		LOCATION OF PROPERTY		
	15. Prior address of debtor					
None	If the debtor has moved within the two years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.					
ADDRES Unknow		NAME USED		DATES OF OCCUPANCY		

16.	Spouses	and	Former	Spouses
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None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the six-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME Unknown

17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAME AND ADDRESS

NAME AND ADDRESS OF **GOVERNMENTAL UNIT**

DATE OF

ENVIRONMENTAL

6

NOTICE

Unknown

LAW

None b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND ADDRESS

NAME AND ADDRESS OF

DATE OF

ENVIRONMENTAL

NOTICE

Unknown

None

GOVERNMENTAL UNIT

LAW

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF **GOVERNMENTAL UNIT** Unknown

DOCKET NUMBER

STATUS OR DISPOSITION

				7
	18 . Nature, location and name of	business		
None	ending dates of all businesses in wh sole proprietorship, or was a self-en in which the debtor owned 5 percent commencement of this case. If the debtor is a partnersh beginning and ending dates of securities, within the six years If the debtor is a corporation	ich the debtor was an off aployed professional with t or more of the voting on aip, list the names, addresall businesses in which the immediately preceding to ion, list the names, addresall businesses in which the	sses, taxpayer identification numbers, na he debtor was a partner or owned 5 perc	tutive of a corporation, partnership, the commencement of this case, or mmediately preceding the ature of the businesses, and ent or more of the voting or equity ature of the businesses, and
NAME See Rid e	TAXPAYER I.D. NO. (EIN)	ADDRESS	NATURE OF BUSINESS	BEGINNING AND ENDING DATES
None NAME Name		sponse to subdivision a., ADDRESS	above, that is "single asset real estate" as	s defined in 11 U.S.C. § 101.
een, with owner of noroprietor (An invithin the	in the six years immediately preceding or than 5 percent of the voting or e or otherwise self-employed. Idividual or joint debtor should compared to the self-employed.	ng the commencement of quity securities of a corpolete this portion of the s	tatement only if the debtor is or has been see. A debtor who has not been in busines.	er, director, managing executive, or artner, of a partnership; a sole in business, as defined above,
	19. Books, records and financial s	tatements		
None	a. List all bookkeepers and account supervised the keeping of books of		years immediately preceding the filing he debtor.	of this bankruptcy case kept or
Mayer R 18 Heyw	ND ADDRESS ispler & Co. ard Street n, NY 11211		DATES SE	ERVICES RENDERED
None	b. List all firms or individuals who of account and records, or prepared		mediately preceding the filing of this ba the debtor.	nkruptcy case have audited the books
NAME Mayer R		RESS er Rispler & Co.	DATES SI	ERVICES RENDERED

18 Heyward Street
Brooklyn, NY 11211

None c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME

ADDRESS

Mayer Rispler

Mayer Rispler & Co. 18 Heyward Street Brooklyn, NY 11211

None	d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued within the two years immediately preceding the commencement of this case by the debtor.				
NAME AND ADDRESS Unknown DATE ISSUED					
	20. Inventories				
None	a. List the dates of the and the dollar amount	last two inventories taken of your property, the name and basis of each inventory.	of the person who supervised the taking of each inventory,		
DATE OF	F INVENTORY /n	INVENTORY SUPERVISOR	DOLLAR AMOUNT OF INVENTORY (Specify cost, market or other basis)		
None	b. List the name and ac	ddress of the person having possession of the records	of each of the two inventories reported in a., above.		
DATE OI	F INVENTORY /n	NAME AND AD RECORDS	DRESSES OF CUSTODIAN OF INVENTORY		
	21 . Current Partners	s, Officers, Directors and Shareholders			
None	a. If the debtor is a par	tnership, list the nature and percentage of partnership	interest of each member of the partnership.		
NAME A N/A	AND ADDRESS	NATURE OF INTEREST	PERCENTAGE OF INTEREST		
None	b. If the debtor is a concontrols, or holds 5 pe	rporation, list all officers and directors of the corporat reent or more of the voting or equity securities of the	ion, and each stockholder who directly or indirectly owns, corporation.		
NAME A	AND ADDRESS	TITLE	NATURE AND PERCENTAGE OF STOCK OWNERSHIP		
N/A	22 . Former partners	, officers, directors and shareholders			
None	a. If the debtor is a par commencement of this		artnership within one year immediately preceding the		
NAME N/A		ADDRESS	DATE OF WITHDRAWAL		
None					
NAME A	AND ADDRESS	TITLE	DATE OF TERMINATION		
NA	23. Withdrawals fro	m a partnership or distributions by a corporation			
None		loans, stock redemptions, options exercised and any	ions credited or given to an insider, including compensation other perquisite during one year immediately preceding the		
	& ADDRESS		AMOUNT OF MONEY		
OF RECI RELATION	IPIENT, ONSHIP TO DEBTOR	DATE AND PURPOSE OF WITHDRAWAL	OR DESCRIPTION AND VALUE OF PROPERTY		

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	24. Tax Consolidation Group.				
None		payer identification number of the parent corporation of any consolidated other at any time within the six-year period immediately preceding the			
	F PARENT CORPORATION	TAXPAYER IDENTIFICATION NUMBER			
N/A	25. Pension Funds.				
None	If the debtor is not an individual, list the name and federal taxpayer identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within the six-year period immediately preceding the commencement of the case.				
NAME O	F PENSION FUND	TAXPAYER IDENTIFICATION NUMBER			

DECLARATION BY CHAPTER 7 TRUSTEE

Allan B. Mendelsohn, the Chapter 7 trustee (the "Trustee") has prepared Schedules of Assets and Liabilities and the Statement of Financial Affairs (collectively, the "Schedules") by relying on certain information made available to, obtained by and compiled by the Trustee and his attorneys. The Schedules have been prepared based upon the limited and, in some instances, incomplete information made available to, obtained by and compiled by the Trustee and his attorneys through discovery and from other sources. The above-captioned debtor has broadly asserted his Fifth Amendment privilege against self incrimination with respect to every aspect of this Chapter 7 bankruptcy case and has not supplied the Trustee with the documents and information necessary to complete the Schedules.

This Chapter 7 case is being jointly administered with the Chapter 7 cases of Victor Jacobs, Case No. 03-84456 (MLC) and Jacob Jacobs, Case No. 03-84457 (MLC). The Trustee has attempted to prepare separate schedules and statements of financial affairs for each of the debtors and has separated assets and liabilities where the Chapter 7 Trustee could reasonably do so.

The Trustee does not make any representation regarding the accuracy or completeness of the information contained in the Schedules. The Trustee reserves the right to update, supplement and amend the Schedules. Nothing contained or described herein should be deemed as an admission or waiver of any of the Trustee's rights, defenses or remedies in connection with this Chapter 7 case or the Chapter 7 cases of Victor Jacobs and Jacob Jacobs.

When the Schedules indicate that a claim is secured only in part or entitled to priority only in part, it has been listed only once. A claim which is secured in whole or in part is listed in Schedule "B" only and a claim which is entitled to priority in whole or in part is listed in Schedule "E" only. The same claim has not been listed twice.

When the Schedules indicate "None" in response to a question that merely indicates that the Trustee is unaware of any response to the question to the best of the Trustee's knowledge, information and belief based upon the information made available to obtained by or compiled by the Trustee.

When the Schedules indicate 0.00 as a subtotal or total, such amount should be read as unknown.

Date Signature Allan B. Mendelsohn, Chapter 7 Trustee for Herman Jacobs

N/A

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RIDER TO STATEMENT OF FINANCIAL AFFAIRS - QUESTION 18

116 Rutledge Corp. 116 Rutledge Street Brooklyn, NY 11211

171 Park Lane Corp. 171 Park Lane Monsey, NY 10952

171 Park Lane Corp. P.O. Box 743 Monroe, NY 10950

308 Mordche, Inc. 309 Mordche Scher Blvd. Unit 3K Monroe, NY 10950

Arrarat Associates 385 Union Avenue Brooklyn, NY 11211

Artistic Wood Carving, Inc. c/o Clair & Gjertsen Esqs. 720 White Plains Road Scarsdale, NY 10583

Dixie EMS Supply USA, LLC 385 Union Avenue Brooklyn, NY 11211 EIN 11-3426132

Dixie EMS Supply USA, LLC c/o Backenroth, Frankel & Krinsky, LLP 489 Fifth Avenue New York, NY 10017 EIN 11-3426132

Ever Ready First Aid Medical Supply Corp. 385 Union Avenue Brooklyn, NY 11211 EIN 13-2917611

Ever Ready First Aid Medical Supply Corp. c/o Backenroth, Frankel & Krinsky, LLP 489 Fifth Avenue
New York, NY 10017
EIN 13-2917611

Farmington Realty Co. 385 Union Avenue Brooklyn, NY 11211

Farmington Realty Co. c/o Shaw Pittman LLP Attn: Akiba Stern 335 Madison Avenue New York, NY 10017

Farmington Manor, Inc. c/o Shaw Pittman LLP Attn: Akiba Stern 335 Madison Avenue New York, NY 10017

Farmington Manor, Inc. Route 6 Farmington, CT 06032

Forest Hills, LLC 314 McDonald Avenue Brooklyn, NY

Forest Lots, LLC 314 McDonald Avenue Brooklyn, NY

Forest Lots, LLC 4706 18th Avenue Brooklyn, NY 11204

Four Jacobs Realty Corp. 385 Union Avenue Brooklyn, NY 11211 EIN 11-3093529

Herjac Realty LLC 385 Union Avenue Brooklyn, NY 11211 K-R Residence Corp. 570 Wythe Avenue Units 6A, 7A & 7B Brooklyn, NY 11211

K-R Residence corp. 576 Wythe Avenue Unit 5A Brooklyn, NY 11211

K-R Residence Corp. 580 Wythe Avenue Unit 7D Brooklyn, NY 11211

K-R Residence Corp. 1168 44th Street Brooklyn, NY 11219

Kaja Equities Corp. 562 Bedford Avenue Brooklyn, NY 11206

Kent-Rush Realty Corp. 385 Union Avenue Brooklyn, NY 11211

Merja Associates LLC 930 Flushing Avenue Brooklyn, NY 11206

Moms & Sons Realty LLC 385 Union Avenue Brooklyn, NY 11211 EIN 11-3352870

RW 930 Flushing LLC 930 Flushing Avenue Brooklyn, NY 11206

Stanev Associates LLC 80 Evergreen Avenue Brooklyn, NY

TJ Associates, LLC 385 Union Avenue Brooklyn, NY 11211 Union Brothers, LLC c/o Backenroth, Frankel & Krinsky, LLP 489 Fifth Avenue New York, NY 10017

Unit 206 Corp. 15 Getzel Berger Blvd. Unit 206 Monroe, NY 10950 Case 8-03-84455-ess Doc 215-3 Filed 02/12/04 Entered 02/12/04 12:05:29

Official Form 8 (12/03)

United States Bankruptcy Court Eastern District of New York

In re	Herman Jacobs			Case No.	03-84455	(MLC)
			Debtor(s)	Chapter	7	
	CHAPTER 7 INDIVIDU	AL DEBTO	OR'S STATEMENT	OF INT	ENTION	
1. I ł	have filed a schedule of assets and liabilities w	hich includes	consumer debts secured b	y property	of the estate.	
2. I i	intend to do the following with respect to the p	property of the	estate which secures those	se consume	r debts:	
	a. Property to Be Surrendered.					
	Description of Property Unknown		Creditor's name			
	b. Property to Be Retained		[Check any o	applicable sta	tement.]
	Description of Property Unknown	Creditor's Name	Property is claimed as exempt	red pui	operty will be eemed rsuant to 11 S.C. § 722	Debt will be reaffirmed pursuant to 11 U.S.C. § 524(c)
Date	29/04	Signature	Allan B. Mendelsohn, Herman Jacobs	hapter 7	Frustee for	